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Dated: May 17, 2005

Signature

(Anthony G. Sitko)

Docket No.: 29888/38379A
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Michael S. John et al.

Application No.: 10/634,704

Filed: August 5, 2003

Art Unit: 3726

For: SYSTEM AND METHOD FOR OBJECTIVE
EVALUATION OF HEARING USING
AUDITORY STEADY-STATE RESPONSE

Examiner: Not Yet Assigned

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Supplemental Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

I hereby certify that each item of information contained in this Supplemental Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement.

Copies of the documents identified on the enclosed PTO/SB/08 form are enclosed, except for copies of the U.S. patent documents.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 13-2855, under Order No. 29888/38379A. A duplicate copy of this paper is enclosed.

Dated: May 17, 2005

Respectfully submitted,

By 

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PTO/SB/08a/b (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**SUPPLEMENTAL INFORMATION
DISCLOSURE
STATEMENT BY APPLICANT**
(Use as many sheets as necessary)

| | | | | | |
|-------|---|----|---|------------------------|--------------|
| Sheet | 1 | of | 1 | Attorney Docket Number | 29888/38379A |
|-------|---|----|---|------------------------|--------------|

Complete if Known

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|------------------------|------------------|
| Application Number | 10/634,704 |
| Filing Date | August 5, 2003 |
| First Named Inventor | Michael S. John |
| Art Unit | 3726 |
| Examiner Name | Not Yet Assigned |
| Attorney Docket Number | 29888/38379A |

U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Document Number Number-Kind Code ² (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|-----------------------|--------------------------|---|--------------------------------|--|---|
| | | US-6,264,616-B1 | 07-24-2001 | Don | |

FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
|-----------------------|--------------------------|--|-----------------------------------|--|---|----------------|
| | | EP-1 114 612-A2 | 07-11-2001 | Smits et al. | | |
| | | WO-01/87147-A2 | 11-22-2001 | John et al. | | |

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
|-----------------------|--------------------------|---|----------------|
| | | DON ET AL., "Use of Quantitative Measures of Auditory Brain-Stem Response Peak Amplitude and Residual Background Noise in the Decision to Stop Averaging," The Journal of the Acoustical Society of America, Vol. 99, No. 1, January 1996, pp. 491-499. | |
| | | European Search Report for Application No. EP 04 254 693 dated April 21, 2005. | |

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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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| Examiner Signature | | Date Considered | |
|-----------------------|--|--------------------|--|